GRUBBS I

Page 2 of 16

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

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7 AARON GRUBBS,

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9 Vs.

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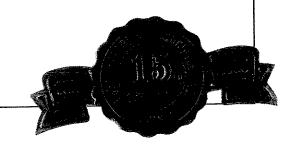
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Plaintiff,) CIVIL ACTION NO.: TOWN OF LOUISVILLE, ALABAMA,) 2:04-cv-1025-F) et al., COPY Defendants.

The video deposition of AARON GRUBBS taken pursuant to the Federal Rules of Civil Procedure before Karen D. Strickland, Court Reporter and Notary Public, State at Large, at the law offices of Cobb, Shealy, Crum & Derrick, 206 North Lena Street, Dothan, Alabama, on the 24th day of May, 2005, commencing at approximately 9:00 a.m.



Do you claim that you were victimized 1 Q. all those different times? 2 Yes, sir, I do. 3 Α. 4 Do you know anybody else that's ever 0. been victimized that often in their life? 5 6 Well, that's not my -- I have no 7 reason to go around asking other peoples about 8 their business. 9 Have you ever been convicted of a 10 crime? Yes, sir. 11 What crime have you been convicted of? 12 Q. 13 I wrote some checks years ago. Never Α. 14 tried to hide it. 15 I believe you disclosed in your POST 16 application some cases --17 18 MR. PIKE: And let me mark this as Defendant's Exhibit 5. 19 20 21 (Whereupon, Defendant's Exhibit 5 22 was marked for identification and 23 same is attached hereto.) 24

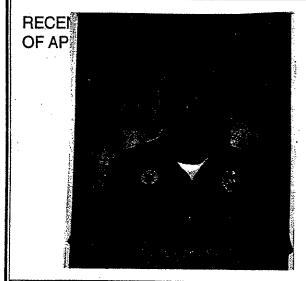
Q. Is Defendant's Exhibit 5 a copy of the

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application you submitted to the Alabama Peace Officers' Standards and Training Commission in 2003?

- A. Yes, sir. This is correct. This is it.
- Q. On page 2 of that application, did you list all your criminal arrests and convictions?
- A. I listed everything that I could find that -- when the report was pulled up, the criminal -- when they done a criminal background check.
 - Q. What do you mean by that?
- A. I list what was on the criminal background check.
- Q. Were there others that weren't on the criminal background check?
- A. I don't know. It possibly could have been. It's been so long I couldn't remember. I written a letter to POST and told them about the checks that I've had, and they approved my application to go on to the police academy.
- Q. You said there possibly could have been others. What do you mean by that?
- A. Well, I don't know. I can't remember everything that have happened in my life. I

DEPARTMENT: LOUISUILLE TELEPHONE: (334) 266-5210
ADDRESS: 1951 MAINST 125 Louisville AL. BREGUR 36048 STREET POBOX CITY COUNTY ZIP
AGENCY HEAD: Chief JACK B. FROST JR TELEPHONE: (334) 266-5210
AGENCY CONTACT PERSON: Chief JACK B. FROST JR TELEPHONE: (384) 266-52/0
AS THE CHIEF LAW ENFORCEMENT OFFICER OF THE ABOVE-NAMED LAW ENFORCE- MENT AGENCY, I HEREBY MAKE APPLICATION TO THE ALABAMA PEACE OFFICERS' STANDARDS AND TRAINING COMMISSION
FOR Aaron J. Grubbs
TO ATTEND A CERTIFIED LAW ENFORCEMENT ACADEMY. THE APPLICANT HEREIN NAMED HAS BEEN RECRUITED PURSUANT TO ALABAMA PEACE OFFICERS' STANDARDS AND TRAINING COMMISSION REGULATIONS. I CERTIFY THAT THE APPLICANT IS:
(X) EMPLOYED AS A FULL-TIME LAW ENFORCEMENT OFFICER, () GAINFULLY EMPLOYED AS A PART-TIME LAW ENFORCEMENT OFFICER () A RESERVE/VOLUNTEER FOR THIS AGENCY.
ACADEMY. SIGNED SHIEF LAW ENFORCEMENT OFFICER DATE: 9-11-03



APOSTC USE ONLY

REMARKS:

Monto PA 3-29-04 6-21-04 FDA 3-30-04

Defendant's Exhibit 5

CERTIFICATION #: ____

POST-1 (Rev 7/98)

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Law Enforcement Experience/Training

LIST	ALL LAW ENFORCEMENT EMPLOYMENT HISTORY AND ATTACH ON SEPARATE PAGE. LUDE ANY LAW ENFORCEMENT CERTIFICATION IN ANOTHER STATE(S).
	Employment
	CHECK APPLICABLE STATUS
M	I AM GAINFULLY EMPLOYED AS A FULL-TIME LAW ENFORCEMENT OFFICER BY THE LOUISUITE POLICE DEPARTMENT, LOUISUITE, ALABAMA DATE EMPLOYED: 9-11-03
	I AM GAINFULLY EMPLOYED AS A PART-TIME LAW ENFORCEMENT OFFICER BY THE DEPARTMENT,, ALABAMA. DATE EMPLOYED: I WORK HOURS PER WEEK AS A PART-TIME LAW ENFORCEMENT OFFICER.
[]	I AM A RESERVE/VOLUNTEER OFFICER FOR THE DEPARTMENT,, ALABAMA. START DATE:
	Affidavit/Release of Liability
CHAR OFFIC ANY D LIABIL APPLIC THE S ENFOR	EBY ATTEST THAT I AM IN GOOD HEALTH, PHYSICALLY FIT, AND OF GOOD MORAL FACTER. I HAVE NEVER BEEN CONVICTED OF A FELONY. I RELEASE THE ALABAMA PEACE CERS' STANDARDS AND TRAINING COMMISSION, THE LAW ENFORCEMENT ACADEMY, AND DEPARTMENT OFFICIALLY ASSOCIATED WITH THE LAW ENFORCEMENT ACADEMY FROM ANY LITY IN CASE OF ACCIDENT OR ILLNESS. I UNDERSTAND THAT FALSIFICATION OF THIS CATION WILL RENDER ME INELIGIBLE TO ATTEND ANY LAW ENFORCEMENT ACADEMY IN STATE OF ALABAMA AND WILL RENDER ME INELIGIBLE FOR CERTIFICATION AS A LAW RCEMENT OFFICER BY THE ALABAMA PEACE OFFICERS' STANDARDS AND TRAINING MISSION.
CL IDOC	CRIPED TO REFORM 15
SOB2(CRIBED TO BEFORE ME THIS THE 15 DAY OF October, \$2003
SEAL	NOTARY PUBLIC JANICE L. CLARK Notary Public, AL State at Large My Comm. Expires Jan. 24, 2005

AFFI	DAVIT
Subsections: (2) Education, (4) Physical Qualification	Rubbs , have me officer under the provisions of TITLE 36-21-46 ations and (5) Character, Code of Alabama 1975, ony. I have listed any and all misdemeanor arrests
application	SIGNATURE OF APPLICANT
Sworn to and subscribed before me this the	day of, 18 2063.
SEAL JANICE L. CL Notary Public, AL Sta My Comm. Expires Ja	ARITHME L Clark ate at Large NOTARY PUBLIC
This is to certify that the applicant has met all re enforcement officer under the provisions of TITLE; amended.	equirements to be trained and certified as a law 36-21-46, (2) (4) (5), Code of Alabama 1975, as
	Chief Law Enforcement Officer/Agency Head
	City Clerk or Comptroller
	Appointing Authority (Mayor, President, etc.)
Sworn to and subscribed before me this the $\frac{15}{}$	day of <u>October</u> , 13.003.
SEAL	NOTARY PUBLIC DEBRA VINSON Notary Public, AL State at Large My Comm. Expires Feb. 11, 2005

POST-3 (Rev 7/98)

STATE OF ALABAMA PEACE OFFICERS' STANDARDS AND TRAINING COMMISSION

PHYSICAL EXAMINATION	•
PPLICANT'S NAME: <u>GAROY</u> GRUBBS SEX: NAMALE []	Female
PPLICANT'S ADDRESS: 50 CO. Rd. 75 Fufaula AL 36027 BAR	Bou
HYSICIAN'S NAME: 50 CKSON MO PLEASE PRINT OR TYPE	
HYSICIAN'S ADDRESS: POBOX 369 LOUIS VILLE AL 36048 Bar	Boul
HYSICIAN'S TELEPHONE NUMBER: $334-246-5383$	
O EXAMINING PHYSICIAN: This physical examination is to determine the above-named applicant's ability to FULLY ARTICIPATE in all of the rigorous physical activities of law enforcement training. These activities include but are noticed to: push-ups, sit-ups, distance running, close order self-defense training, and tactical firearms training (which e anywhere from 2 to 8 hours per day). The amount of physical training may vary from day to day and in difficulty, pplicant MUST be able to participate EVERY DAY at all prescribed levels.	ot n mav
eight 5'11' Weight 244# Ibs. Frame: Light Medium Heavy	
DRMAL ABNORMAL Eyes: Vision: Right 20/20 Left 20/20 Without Glasses - Color Perception	
Right 20/ Left 20/ With glasses	
Ears: Hearing: Right / 15 Left / 15 External ear drum and	
Nose & Sinuses: Deformity; Obstruction; Chronic Infection	
Throat: Enlarged Tonsils; Chronic Infection	
Thorax: Inadequate Expansion; Deformity	
Heart: Enlargement; Arrhythmia; Deformity	
Blood pressure: Systolic 132 Diastolic 78	
Lungs: Rales; Dullness; Chronic Infection	
Abdomen: Organ Enlargement; Hernia: Ventral Inguinal	******
Genitalia: Phimosia; Hydrocele; Varicocele	
Rectum & Anus: Hemorrhoids; Fissure; Fistula; Pilonidal Disease	
Extremities: Deformity; Loss of Parts; Limitation of Motion; Chronic Infection; Varicose	Veins
Skin: Disfiguring Defects or Scars; Infection	
Nervous&Mental: Vasomotor Instability; Mental or Neurologic Defect	*
Urinalysis: Sugar Neg Albumin Neg	
mments on Abnormalities	
G Results:	
e above-named applicant is physically qualified and capable of performing all of the above-described physical tasks ning to law enforcement training.	per-
M.D. 9/23/03	
Examining Physician Date	

AUTHORIZATION TO RELEASE RECORDS

TO WHOM IT MAY CONCERN:

I hereby release to the Alabama Peace Officers' Standards and Training Commission and its designated officers, agents, or employees, any and all information (including criminal records, physical/medical information, and psychological examinations) required by law or regulations to process my application to attend a law enforcement academy to obtain certification as a law enforcement officer.

DATE October 15, 2003 Sworn to and subscribed before me this the 15 day of October, 192063 SEAL Notary Public, AL State at Large My Comm. Expires Jan. 24, 2005

DEPARTMENT: Brundidge Police Dept	TELEPHONE: (334) <u>735-3333</u>						
ADDRESS: 115 No. Main St.	Brundidge Pike 36010						
AGENCY HEAD: Moses Davenport	TELEPHONE: (334) <u>135- 3333</u>						
AGENCY CONTACT PERSON: Moses Da	venport TELEPHONE: (884) <u>735 -33.33</u>						
AS THE CHIEF LAW ENFORCEMENT OFFICER MENT AGENCY, I HEREBY MAKE APPLICATION STANDARDS AND TRAINING COMMISSION	OF THE ABOVE-NAMED LAW ENFORCE- I TO THE ALABAMA PEACE OFFICERS'						
FOR Aaron J. Gr	ubb5						
TO ATTEND A CERTIFIED LAW ENFORCEMENT ACADEMY. THE APPLICANT HEREIN NAMED HAS BEEN RECRUITED PURSUANT TO ALABAMA PEACE OFFICERS' STANDARDS AND TRAINING COMMISSION REGULATIONS. I CERTIFY THAT THE APPLICANT IS:							
() GAINFULLY EMPLOYED AS A PART-TIME L	 () EMPLOYED AS A FULL-TIME LAW ENFORCEMENT OFFICER, () GAINFULLY EMPLOYED AS A PART-TIME LAW ENFORCEMENT OFFICER, () A RESERVE/VOLUNTEER FOR THIS AGENCY. 						
I REQUEST THAT THE APPLICANT ATTEND TH ACADEMY. SIGNED	E SWAPA - May 3rd						
CHIEF LAW EN	DATE:						
	DATE:						
RECENT PHOTO OF APPLICANT	APOSTC USE ONLY REMARKS:						
	Defendant's Exhibit 6						
	CERTIFICATION #: 23605						

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483229	UMBER AT	_	TION DATE	NAMES UNDER WHI	_		TED LUBBS		
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2	Law Enforcement Experience/Training						
	LIST ALL LAW ENFORCEMENT EMPLOYMENT HISTORY AND ATTACH ON SEPARATE PAGE. INCLUDE ANY LAW ENFORCEMENT CERTIFICATION IN ANOTHER STATE(S).						
	Employment						
	CHECK APPLICABLE STATUS						
. B.	AM GAINFULLY EMPLOYED AS A FULL-TIME LAW ENFORCEMENT OFFICER BY THE Brundidge Police DEPARTMENT, DATE EMPLOYED: _5-3-04	, ALABAMA.					
- 4	AM GAINFULLY EMPLOYED AS A PART-TIME LAW ENFORCEMENT OFFICER	ΑΙ ΑΒΑΜΑ					
	BY THE DEPARTMENT,	, r same same street.					
D,	WORK HOURS PER WEEK AS A PART-TIME LAW ENFORCEMENT OFFICER.						
	AM A RESERVE/VOLUNTEER OFFICER FOR	AL ADALIC					
TI	THE DEPARTMENT,,	ALABAMA.					
S	START DATE:						
	Affidavit/Release of Liability						
	Attidavit/Helease of Liability	:					
CHARAC OFFICER ANY DEF LIABILITY APPLICA THE STA ENFORCE	BY ATTEST THAT I AM IN GOOD HEALTH, PHYSICALLY FIT, AND OF GOOD MORAL CTER. I HAVE NEVER BEEN CONVICTED OF A FELONY. I RELEASE THE ALABAMA RS' STANDARDS AND TRAINING COMMISSION, THE LAW ENFORCEMENT ACADES PARTMENT OFFICIALLY ASSOCIATED WITH THE LAW ENFORCEMENT ACADEMY BY IN CASE OF ACCIDENT OR ILLNESS. I UNDERSTAND THAT FALSIFICATION OF ATTEND WILL RENDER ME INELIGIBLE TO ATTEND ANY LAW ENFORCEMENT ACADEMY ATTEND ALABAMA AND WILL RENDER ME INELIGIBLE FOR CERTIFICATION AS A INCEMENT OFFICER BY THE ALABAMA PEACE OFFICERS' STANDARDS AND TRAIN	A PEACE MY, AND FROM ANY THIS DEMY IN LAW					
COMMIS	signer faut August	. 					
SUBSCF	RIBED TO BEFORE ME THIS THE 277 DAY OF 100 20 04	_					
SEAL	Nichelle W. Simmons, Notary Public Pike County, State of Alabama My Commission expires on 3-25-06						

AFFIDAVIT
This is to certify that, I Aaron J. Grubb5 , have met all the requirements for a law enforcement officer under the provisions of TITLE 35-21-46, Subsections: (2) Education, (4) Physical Qualifications and (5) Character, Code of Alabama 1975, as amended. I have never been convicted of a felony. I have listed any all misdemeanor arrests and convictions on my Academy application. SIGNATURE OF APPLICANT Sworn to and subscribed before me this the day of the day
Pike County, State of Alabama My Commission expires on 3-25-06 NOTARY PUBLIC
This is to certify that the applicant has met all requirements to be trained and certified as a law enforcement officer under the provisions of TITLE 36-21-46, (2) (4) (5), Code of Alabama 1975, as amended. NOTE: All three signatures are required. If the applicant is employed as a Deputy Sheriff, the Sheriff signs as both the Chief Law Enforcement Officer and Appointing Authority Chief Law Enforcement Officer (The person responsible for issuing employees paycheck)
Appointing Authority (Mayor Sheriff, College President, etc.)
Sworn to and subscribed before me this the 27th day of 1001, 2001.
Nichelle W. Simmons, Notary Public Pike County, State of Alabama My Commission expires on 3-25-06

PHYSICAL EXAMINATION

APPLICANT'S	NAME:				SEX: [] Male	[] Female
APPLICANT'S	ADDRESS:	Street		City		ounty
PHYSICIAN'S	NAME:		PRINT OR TYPE		halikudan saha da Parini	·
PHYSICIAN'S	ADDRESS:					
	/ NOO! (200	Street		City	a	ounty
		IBER:				
limited to: pu be anywhere	sh-ups, sit-ups, d from 2 to 8 hours	istance running, cl	ose order self-dount of physical	ermine the above-name rcement training. Thes lefense training, and tac training may vary from ed levels.	ctical firearms training	(which may
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NORMAL.	ABNORMAL	Eyes: Vision:	Right 20/	Left 20/Without	Glasses - Color Percep	tion
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······································		Nose & Sinuses:	Deformity; Obstr	uction; Chronic Infection		
:		Throat:	Enlarged Tonsils	; Chronic Infection		
		Thorax:	Inadequate Exp	ansion; Deformity	•	
		Heart:	Enlargement; Ar	rhythmia; Deformity		
		•	Blood pressure:	Systolic[Diastolic	
		Lungs:	Rales; Dullness;	Chronic Infection		
	-	Abdomen:	Organ Enlargem	ent; Hernia: Ventral	Inguinal	· · · · · · · · · · · · · · · · · · ·
		Genitalia:	Phimosia; Hydro	cele; Varicocele		
		Rectum & Anus:	Hemorrhoids; Fi	ssure; Fistula; Pilonidal D	isease	
		Extremities:	Deformity; Loss	of Parts; Limitation of Mo	tion; Chronic Infection; \	/aricose Veins
		Skin:	Disfiguring Defe	cts or Scars; Infection		÷
		Nervous&Mental:	Vasomotor Insta	bility; Mental or Neurolog	ic Defect	
		Urinalysis:	Sugar	Albumin	· · · · · ·	
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he above-nar		hysically qualified		performing all of the al	pove-described physic	al tasks per-
g	weinerth hidill	··· 2*		M.D.		
	Exami	ning Physician			Date	

POST-3 (Rev 10/00)

AUTHORIZATION TO RELEASE RECORDS

TO WHOM IT MAY CONCERN:

I hereby release to the Alabama Peace Officers' Standards and Training Commission and its designated officers, agents, or employees, any and all information (including criminal records, physical/medical information, and psychological examinations) required by law or regulations to process my application to attend a law enforcement academy to obtain certification as a law enforcement officer.

Sworn to and subscribed before me this the 27th day of

SEAL

Nichelle W. Simmons, Notary Public Pike County, State of Alabama My Commission expires on 3-25-06